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OLC 72-1162
30 November 1972

MEMORANDUM FOR THE RECORD

SUBJECT: Representative Nedzi's Conversation of Today with
Seymour Hersh of the New York Times

1. In meeting with Representative Nedzi on other matters today
he told me he had talked earlier to Seymour Hersh. The conversation
raised some questions in his mind about Agency investigative activities
within the United States. He said that Mr. Hersh had picked up the
allegation that narcotics coming into the United States were coming out
of Indochina on Continental Airline flights. I explained to Representative

25X1A   Nedzi that ██
25X1A   ████████████████████████████████ it is a privately owned
corporation and that we have had no management or operational control
of the company or its facilities. Mr. Nedzi asked who would have
responsibility for checking out such flights. I told him as far as entry
into the United States, we would have no responsibility whatsoever,
that this would be a Customs and BNDD function. Any information that
we would have concerning narcotics transport on American carriers in
the field would be relayed by us to BNDD.

2. Chairman Nedzi asked about Agency surveillance of foreign
embassies in this country. He gave no other details. I told him that
such surveillance within the United States is not in our charter and that
if we were to engage in it, the first to object would be the Federal Bureau
of Investigation. Mr. Nedzi said that "in the instance in question, the
Bureau did object."

3. Mr. Nedzi told me that the allegation related by Hersh that
concerned him most was that the Agency had used pressure in trying to
get an individual American travelling to China to cooperate in supplying
information. As related to Nedzi, the individual was apparently told that

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if he would not cooperate with us, it must be for the reason that he is cooperating with the other side. I told the Chairman that our normal contact with Americans, as CIA, is handled through our Domestic Contact Service office, ████████████████████████████████████ and that I could not conceive such a situation arising.

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4. I told Nedzi I would relay this information. I suggested also that the DCS function is sufficiently important to lay on a detailed briefing as soon as convenient for him. He agreed that he would like this.

5. Chairman Nedzi told me in closing that as a lawyer he never takes matters like this to heart until he had heard chapter and verse but that we might want to remind our people who deal with Americans that it is always good to be extra cautious. It is easy for misunderstandings to arise.

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Assistant Legislative Counsel

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